

IN THE UNITED STATES BANKRUPTCY COURT, DISTRICT OF PUERTO RICO

IN RE: OMAR J HERNANDEZ

Bkrtcy. No. 11-00302-ESL

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES  
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Jan 20, 2011</u>	Meeting Date: <u>Feb 25, 2011</u>	DC Track No. <u>1</u>						
Days from petition date: <u>36</u>	Meeting Time: <u>8:00 AM</u>							
910 Days before Petition: <u>7/24/2008</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>Jan 20, 2011 Dkt.# 21</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>      </u> Bankruptcy petition.	Plan Base: <u>\$21,667.20</u>							
This is the <u>      </u> Scheduled Meeting	Confirmation Hearing Date: <u>Mar 30, 2011</u>	Time: <u>2:00 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1" style="width:100%"> <thead> <tr> <th>Ck/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount				Total Paid In: <u>\$0.00</u>
Ck/MO No.	Date	Amount						

<b>I. Appearances:</b> <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference			<input checked="" type="checkbox"/> Creditor(s) present: <input type="checkbox"/> None. <u>Jacqueline Hernández - Madeleine Rodriguez</u>
<input checked="" type="checkbox"/> Debtor Present	<input checked="" type="checkbox"/> ID & Soc. OK	<input type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK	<input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were <input type="checkbox"/> Examined <input checked="" type="checkbox"/> Not Examined under oath.			
Attorney for Debtor(s) <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present			
<input type="checkbox"/> Substitute attorney: <u>      </u> <input type="checkbox"/> Pro-se.			

<b>II. Attorneys Fees as per R 2016(b) Statement</b>		Attorney of record: <u>WILLIAM E MELENDEZ</u>
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$1,500.00</u>	Outstanding: <u>\$1,500.00</u>
		THROUGH THE PLAN

<b>III. Trustee's will file Motion to Dismiss:</b>	<input type="checkbox"/> For Failure to appear;	<input type="checkbox"/> For Failure to commence payments.
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<b>IV. Trustee's Report on Confirmation &amp; Status of §341 Meeting</b>		
Debtor(s) Income is (are) <input type="checkbox"/> Under <input type="checkbox"/> Above Median Income.	Liquidation Value: <u>TBD</u>	
Commitment Period is <input type="checkbox"/> 36 <u>TBD</u> <input type="checkbox"/> 60 months. [§1325(b)(1)(B)]	Gen. Unsecured Pool: <u>TBD</u>	
The Trustee <input type="checkbox"/> RECOMMENDS <input type="checkbox"/> OBJECTS <input type="checkbox"/> Plan confirmation.		
§341 Meeting <input checked="" type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR <u>      </u> DAYS		
§341 Meeting Rescheduled for: <u>June 7, 2011 at 1:00 pm</u>		

<b>V. Trustee's OBJECTIONS to Confirmation:</b>			
<input type="checkbox"/> FEASIBILITY [§1325(a)(6)]	<input type="checkbox"/> INSUFFICIENTLY FUNDED	<input type="checkbox"/> To pay §507	<input type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Failure to comply with Tax returns requirements. [§1308]		
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3)	<input type="checkbox"/> Unfair Discrimination §1322(a)(3)	

ADDITIONAL OBJECTIONS / COMMENTS:

The hearing was continue since Debtor has not submitted the monthly operating report for the six month prior to the filing of the voluntary petition and will amend Schedule B to list other assets.

/s/ José R. Carrión  
Trustee

[Signature]  
Presiding Officer